

Attorney Docket No. EIS-5909E (1417G P 981)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of:
Dan M. Mihai et al.

Application No. 10/748,749
Confirmation No. 2669
Filed: December 30, 2003

For: METHOD AND SYSTEM FOR MEDICAL
DEVICE CONNECTIVITY

Mail Stop Missing Parts
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Application mailed March 16, 2004, Applicants enclose the following:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Copy of the original executed Declaration and Power of Attorney;
3. Check No. 20719 in the amount of \$1080.00 for the following:

| | | |
|--------|------------------------------------|---------------|
| (a) | Statutory basic filing fee | 770.00 |
| (b) | Late oath or declaration surcharge | 130.00 |
| (c) | Additional claims fee | <u>180.00</u> |
| Total: | | \$1080.00 |
4. Third Preliminary Amendment;
5. Transmittal of Formal Drawings; and,
6. 59 sheets of Formal Drawings, Figs. 1-69.

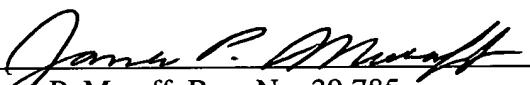
The filing fee has been calculated as shown below:

| For: | No. Filed | No. Extra | Small Entity | | Other Than A Small Entity | |
|---|-----------|-----------|--------------|-----|---------------------------|-------|
| | | | Rate | Fee | Rate | Fee |
| Basic Fee | | | | \$ | | \$770 |
| Total Claims | 30 - 20 = | 10 | x 9 = | \$ | x 18 = | \$180 |
| Indep. Claims | 2 - 3 = | 0 | x 43 = | \$ | x 86 = | \$ 0 |
| <input type="checkbox"/> First Presentation of Multiple Dependent Claim | | | x145 = | | x 290 = | \$ |
| | | | Total | \$ | Total | \$950 |

The Commissioner is hereby authorized to charge any payment deficiencies with regard to the above-identified Application or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

Respectfully submitted,

Dated: 5/12/2004

By: 
 James P. Muraff, Reg. No. 39,785
 Wallenstein Wagner & Rockey, Ltd.
 311 South Wacker Drive, 53rd Floor
 Chicago, Illinois 60606-6630
 312.554.3300

CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

Express Mail Label No. EV 443469358 US

Date of Deposit: May 12, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.


 Gillian Gardner (200355)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|-------------------------|
| 10/748,749 | 12/30/2003 | Dan M. Mihai | EIS-5909E (1417G P 981) |

FRANCIS C. KOWALIK, ESQ.
 BAXTER INTERNATIONAL INC.
 Corporate Counsel, Law Department
 One Baxter Parkway, DF3-2E
 Deerfield, IL 60015



CONFIRMATION NO. 2669

FORMALITIES LETTER



OC000000012111078

Date Mailed: 03/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

05/14/2004 SDENB0B1 00000028 10748749

| | |
|------------|-----------|
| 01 FC:1001 | 770.00 OP |
| 02 FQ:1051 | 130.00 OP |
| 03 FC:1202 | 180.00 OP |

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$180 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1080 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

DOCKETED

Mar
3/23/04

- Total additional claim fee(s) for this application is \$180
 - \$180 for 10 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

P. Phuono
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART I - ATTORNEY/APPLICANT COPY

Attorney Docket No. EIS-5909E (1417GP981)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E
MAY 12 2004
PATENT & TRADEMARK OFFICE 5C105
In Re U.S. Patent Application of:
DAN M. MIHAI, JAMES P. MARTUCCI,
LAURA LETELLIER, MARK NOTESTINE

Application No. 10/748,749) Examiner: Unassigned
Confirmation No. 2669)
Filed: December 30, 2003) Group Art Unit: 3736
For: METHOD AND SYSTEM FOR MEDICAL DEVICE)
CONNECTIVITY)

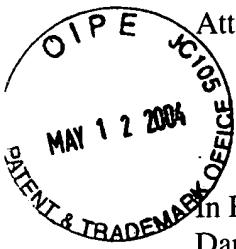
THIRD PRELIMINARY AMENDMENT

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Alexandria, VA 22313-1450

Before examination, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks begin on page 28 of this paper.



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In Re U.S. Patent Application of:
Dan M. Mihai et al.

Application No. 10/748,749) Examiner: Unassigned
Confirmation No. 2669)
Filed: December 30, 2003) Group Art Unit: 3736
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For: METHOD AND SYSTEM FOR MEDICAL)
DEVICE CONNECTIVITY)

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Alexandria, VA 22313-1450

TRANSMITTAL OF FORMAL DRAWINGS

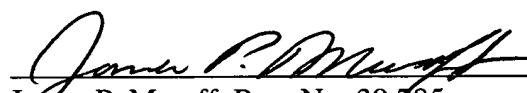
Dear Sir:

Pursuant to the Notice to File Missing Parts of Application mailed March 16, 2004,
enclosed please find 59 sheets of formal drawings containing Figures 1 through 69 for the above-
referenced Application.

Respectfully submitted,

Date: 5/12/2004

By:


James P. Muraff, Reg. No. 39,785
Wallenstein Wagner & Rockey, Ltd.
311 South Wacker Drive, 53rd Floor
Chicago, Illinois 60606-6630
312.554.3300
Attorney for Applicants

CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

Express Mail Label No. EV 443469358 US

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Gillian Gardner (200357)